

[Parties and Counsel Listed on Signature Pages]

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

IN RE: SOCIAL MEDIA ADOLESCENT
ADDICTION/PERSONAL INJURY PRODUCTS
LIABILITY LITIGATION

This Document Relates To:

ALL ACTIONS

MDL No. 3047

Case No. 4:22-md-03047-YGR (PHK)

**JOINT STATUS REPORT ON
FORENSIC IMAGING AND DEVICE
DATA**

Judge: Hon. Yvonne Gonzalez Rogers
Magistrate Judge: Hon. Peter H. Kang

Pursuant to Discovery Management Order No. 8 (“DMO No. 8”), the Parties jointly provide this status report on Plaintiffs’ progress since their July 26, 2024, submission (ECF 1034) in identifying and producing data from certain of Plaintiffs’ devices (hereinafter “Main Devices”),¹ as well as the Parties’ progress in conferring on certain other topics as directed by the Court.

I. Search Terms & Word Searchable Databases

In DMO 8, the Court noted that “[t]he PI Plaintiffs have offered to use an agreed set of search terms to search for and, if found, produce non-privileged, relevant electronically stored documents from the devices. Accordingly, the Parties are further **ORDERED** to discuss a reasonably targeted set of search terms for a search of ESI on the devices . . . As with usual ESI productions, the search term discussions may require exchange of hit counts and proposed/counter-proposed modified search terms by both sides. After the search terms are finalized, the PI Plaintiffs are **ORDERED** to run the agreed upon search terms on the collected data files from the Bellwether PI Plaintiffs’ devices and produce relevant, non-privileged ESI.” DMO 8 at 7.

Status Report Updates since July 26:

- Plaintiffs provided a counter proposal on search terms on July 31, 2024. This counterproposal included hit reports and included case-specific search terms for individual plaintiffs, where appropriate.
- Defendants responded to Plaintiffs’ proposal on August 2, 2024.
- Defendants have requested that the parties conclude negotiations over search terms by August 7, 2024; Plaintiffs do not agree.
- The parties will report to the Court on the status of search term negotiations in connection with the August 8, 2024 Discovery Management Conference.

II. Forensic Imaging

During the hearing and in the Joint Letter Brief, Plaintiffs stated that they conducted “a full-file forensic image” of specified devices. Letter Brief at 12; *see also* Hrg. Tr. 25:7. As outlined in the Parties July 26, 2024, status report, the Parties disagree with respect to (1) Plaintiffs’ diligence in forensically

¹ The Parties use the term “Main Devices” to refer to the Court’s definition in DMO 8 of devices from which information will be initially produced: “[A]ll devices (cellphones, tablets, laptops, computers, and the like) which are in each Bellwether PI Plaintiff’s possession, custody, or control and that they have habitually, routinely, or regularly used during the relevant time period to access the Defendants’ platforms.” Order at 8:24–9:25; Hrg. Tr. 45:19–21.

1 imaging the Main Devices (*see* ECF 1034, at 6-7); and (2) any lost or destroyed data, which is separately
2 addressed in the DMC statement.

3 **Status Report Updates since July 26**

4 On July 19, 2024 Plaintiffs provided Defendants with a Table indicating they had performed a
5 Logical image of 15 Devices,² and a File System Extraction of eight devices for two Plaintiffs—six
6 devices belonging to one Plaintiff, and two belonging to another Plaintiff. Plaintiffs provided Defendants
7 with a similar table on July 24, 2024 and August 1, 2024. While those tables show that Plaintiffs have
8 located additional Devices, no additional File System Extractions have been performed since last week.
9 Currently, more than 20 Devices on Plaintiffs' Table still have not yet had a file-system level image
10 completed.

11 **III. Inventory of Devices**

12 In DMO 8, the Court ordered Plaintiffs, among other things, to “produce a list of every model
13 number of every relevant Bellwether PI Plaintiffs’ device . . . Said list of devices must be correlated by
14 individual Bellwether PI Plaintiff. Further, the PI Plaintiffs are **ORDERED** to provide a full list and chart
15 to the Defendants of all the applications which are currently on the relevant Bellwether PI Plaintiffs’
16 devices.” July 19, 2024 Order, Doc. 1025 at 5:23-6:5.

17 The Court noted that Plaintiffs were to identify all of Plaintiffs devices, including old devices, and
18 their make and model numbers “so we have a complete universe of what the devices are.” Hrg. Tr. 28-
19 29, 40, 42; Order at 5:23–24. Plaintiffs were to include a description of the Main Devices’ features, and
20 the way in which those features are logged or included in specific databases. *Id.* Moreover, the Court
21 ordered Plaintiffs to provide this information in “a list” or “table” “correlated by individual Bellwether
22 Plaintiff.” *See generally* Order at 5-6; Hrg. Tr. at 46.

23 **Status Report Tasks and Updates since July 26:**

- 24 • Following the parties’ conferrals, Plaintiffs agreed to provide Defendants with a
25 spreadsheet which compiles information from Plaintiffs’ interrogatories for all devices,

26 ² Logical extractions contain comprehensive data covering the contents of devices and is duplicative of
27 most of the data that will be extracted in a file-system level extraction with the exception of usage logs,
28 file-systems, databases, and other system level information. For those Bellwethers where logical images
have been performed, Plaintiffs are already producing data from them to Defendants.

including both current and old devices, their approximate dates of use, identifying information, and to specifically identify which devices are Main Devices.

- Plaintiffs have not amended their Plaintiff Fact Sheets to accurately reflect the devices routinely used, but are agreeable to doing so.
- Plaintiffs have provided information concerning the operating system of some devices, but have not provided information about the operating system of 29 Main Devices, and have not yet provided any information concerning the history of operating systems for each device. Plaintiffs have stated that any missing operating system information will be supplemented as the file-system extractions are completed on the other Main Devices where that data is available.³
- Plaintiffs have not provided the IMEI or MEID numbers for 21 Main Devices and have not provided MAC Addresses and/or serial numbers for 20 Main Devices.
- The Parties have a meet and confer tentatively scheduled for the week of August 5, 2024 including their ESI vendors, to discuss Datasets, Applications, and the form of production.

IV. Device Specific Information Identified by Plaintiffs for Production

During the July 11 hearing, Plaintiffs represented that they would produce the following categories of information from the Plaintiff Devices to the extent available:

- a) app usage data;
- b) browser history;
- c) search data;
- d) location data;
- e) communication logs;
- f) media files;
- g) metadata;
- h) application settings and preferences;
- i) deleted data and artifacts;
- j) device usage metrics;
- k) health and fitness data;
- l) third-party app data; and

³ Not all devices will have historic operating system data, but to the extent it exists, it will be produced to Defendants.

m) notification data.

Hrg. Tr. at 26:4–21, 34:15–21; *see also* Order at 6:6–12.

Status Report Updates since July 26:

Plaintiffs have not yet provided any of this data, with the exception of identifying certain apps (described below) and bookmarks for two Plaintiff computers (Clevenger HP Pavillion, McNeal HP Pavillion) and applications on two other Plaintiff computers (Craig Lenovo and Melton Asus Vivobook).

Plaintiffs have produced some of this data from the logical images performed on Bellwether Plaintiff Devices (communication data and media files); however, the majority of the above listed file-system level data will be provided from the Plaintiff Device Images following conferral of the Parties and their experts.

Additional updates since July 26:

The Parties have a meet and confer tentatively scheduled for the week of August 5, 2024 including their ESI vendors, to discuss Datasets, Applications, and the form of production.

V. List of All Current and Deleted Applications

The Court ordered Plaintiffs to produce a full list and chart of all applications on the Plaintiff Devices, including “every single app on every single device.” Hrg. Tr. at 35–36; Order at 5:28–6:2. This list includes applications deleted from the Plaintiff Devices. Hrg. Tr. at 26–27, 34 (Plaintiffs agree to provide “app usage data [and] deleted data and artifacts”).⁴

Additional updates since July 26:

The Parties have a meet and confer tentatively scheduled for the week of August 5, 2024 including their ESI vendors, to discuss Datasets, Applications, and the form of production.

VI. System Databases, Features, and Settings and Non-Word Searchable Files

The Court ordered the Parties to meet and confer regarding other system log files and databases and other non-word searchable logs, files, metadata, and databases that may be present on the Plaintiff

⁴ To the extent application usage data and deleted applications data is available from the devices.

1 Devices that need to be produced for Defendants to understand the tapestry of each Plaintiff's device usage
2 — e.g., databases associated with device system settings and feature settings. *See generally* Tr. at 35–37,
3 39, 47.

4 **Additional updates since July 26:**

5 The Parties have a meet and confer tentatively scheduled for the week of August 5, 2024, including
6 their ESI vendors, to discuss Datasets, Applications, and the form of production.

7 **VII. Authorizations**

8 During the hearing, the Parties briefly addressed the potential means of retrieving application data.
9 Plaintiffs volunteered to “sign a release that would allow” Defendants to collect that information from
10 third parties. Hrg. Tr. at 49. The Court ordered the parties to meet and confer on this topic. *Id.*

11 **Additional Updates Since July 26:**

12 Plaintiffs have agreed to (1) investigate the application data Plaintiffs are able to retrieve
13 themselves, (2) consider the application data Defendants may retrieve by use of authorizations, and (3)
14 consider providing additional information for each application (e.g., installation date, and amount of
15 application data) so that the Parties can explore the best means of collecting this information. Thereafter,
16 the Parties will meet and confer to determine whether authorizations are required, and if so, the content of
17 the authorization that would allow Defendants to request third-party application data for the applications
18 used by Plaintiffs during the Relevant Time Period.

19 **VIII. School Devices**

20 Four Plaintiffs have acknowledged using School Devices to access Defendants' platforms (and
21 presumably other sites and platforms) in their Plaintiff Fact Sheets. At least one other Plaintiff similarly
22 disclosed accessing Defendants' platform from School Devices in interrogatory responses. Defendants
23 have served subpoenas on Plaintiffs' schools to create images of those devices. Plaintiffs have objected
24 to the collection of these Device images, but are conferring with Defendants regarding a protocol for
25 imaging and producing relevant information from those devices.

26 **Additional Updates Since July 26:**

As previewed in the Parties' July 26 status report (ECF 1034, at 11), the Parties continue to meet and confer with respect to a protocol for the preservation of school issued devices and the production of relevant data from those devices, which is addressed in the DMC statement.

X. Supplemental Status Reports

The Parties will provide the Court with a Supplemental Status Report regarding the above items on Thursday, August 8, 2024.

Respectfully submitted

DATED: August 2, 2024

By: /s/ Lexi J. Hazam

LEXI J. HAZAM

**LIEFF CABRASER HEIMANN &
BERNSTEIN, LLP**

275 BATTERY STREET, 29TH FLOOR

SAN FRANCISCO, CA 94111-3339

Telephone: 415-956-1000

lhazam@lchb.com

PREVIN WARREN

MOTLEY RICE LLC

401 9th Street NW Suite 630

Washington DC 20004

Telephone: 202-386-9610

pwarren@motleyrice.com

Co-Lead Counsel

CHRISTOPHER A. SEEGER

SEEGER WEISS, LLP

55 CHALLENGER ROAD, 6TH FLOOR

RIDGEFIELD PARK, NJ 07660

Telephone: 973-639-9100

cseeger@seegerweiss.com

Counsel to Co-Lead Counsel

JENNIE LEE ANDERSON

ANDRUS ANDERSON, LLP

155 MONTGOMERY STREET, SUITE 900

SAN FRANCISCO, CA 94104

Telephone: 415-986-1400

jennie@andrusanderson.com

Liaison Counsel

1 EMILY C. JEFFCOTT
2 **MORGAN & MORGAN**
3 633 WEST FIFTH STREET, SUITE 2652
4 LOS ANGELES, CA 90071
5 Telephone: 213-787-8590
6 ejeffcott@forthepeople.com

7 JOSEPH VANZANDT
8 **BEASLEY ALLEN**
9 234 COMMERCE STREET
10 MONTGOMERY, LA 36103
11 Telephone: 334-269-2343
12 joseph.vanzandt@beasleyallen.com

13 Federal/State Liaisons

14 MATTHEW BERGMAN
15 GLENN DRAPER
16 **SOCIAL MEDIA VICTIMS LAW CENTER**
17 821 SECOND AVENUE, SUITE 2100
18 SEATTLE, WA 98104
19 Telephone: 206-741-4862
20 matt@socialmediavictims.org
21 glenn@socialmediavictims.org

22 JAMES J. BILSBORROW
23 **WEITZ & LUXENBERG, PC**
24 700 BROADWAY
25 NEW YORK, NY 10003
26 Telephone: 212-558-5500
27 jbilborrow@weitzlux.com

28 JAYNE CONROY
SIMMONS HANLY CONROY, LLC
112 MADISON AVE, 7TH FLOOR
NEW YORK, NY 10016
Telephone: 917-882-5522
jconroy@simmonsfirm.com

ANDRE MURA
GIBBS LAW GROUP, LLP
1111 BROADWAY, SUITE 2100
OAKLAND, CA 94607
Telephone: 510-350-9717
amm@classlawgroup.com

ALEXANDRA WALSH
WALSH LAW
1050 Connecticut Ave, NW, Suite 500
Washington D.C. 20036
Telephone: 202-780-3014
awalsh@alexwalshlaw.com

MICHAEL M. WEINKOWITZ
LEVIN SEDRAN & BERMAN, LLP
510 WALNUT STREET
SUITE 500
PHILADELPHIA, PA 19106
Telephone: 215-592-1500
mweinkowitz@lfsbalw.com

Plaintiffs' Steering Committee Leadership

RON AUSTIN
RON AUSTIN LAW
400 MANHATTAN BLVD.
HARVEY, LA 70058
Telephone: 504-227-8100
raustin@ronaustinlaw.com

PAIGE BOLDT
WALSH LAW
4 Dominion Drive, Bldg. 3, Suite 100
San Antonio, TX 78257
Telephone: 210-448-0500
PBoldt@alexwalshlaw.com

THOMAS P. CARTMELL
WAGSTAFF & CARTMELL LLP
4740 Grand Avenue, Suite 300
Kansas City, MO 64112
Telephone: 816-701-1100
tcartmell@wcllp.com

SARAH EMERY
HENDY JOHNSON VAUGHN EMERY PSC
600 WEST MAIN STREET, SUITE 100
LOUISVILLE, KT 40202
Telephone: 859-600-6725
semery@justicestartshere.com

CARRIE GOLDBERG
C.A. GOLDBERG, PLLC
16 Court St.
Brooklyn, NY 11241
Telephone: 646-666-8908
carrie@cagoldberglaw.com

RONALD E. JOHNSON, JR.
HENDY JOHNSON VAUGHN EMERY PSC
600 WEST MAIN STREET, SUITE 100
LOUISVILLE, KT 40202
Telephone: 859-578-4444
rjohnson@justicestartshere.com

SIN-TING MARY LIU
**AYLSTOCK WITKIN KREIS &
OVERHOLTZ, PLLC**
17 EAST MAIN STREET, SUITE 200
PENSACOLA, FL 32502
Telephone: 510-698-9566
mliu@awkolaw.com

JAMES MARSH
MARSH LAW FIRM PLLC
31 HUDSON YARDS, 11TH FLOOR
NEW YORK, NY 10001-2170
Telephone: 212-372-3030
jamesmarsh@marshlaw.com

JOSEPH E. MELTER
KESSLER TOPAZ MELTZER & CHECK LLP
280 KING OF PRUSSIA ROAD
RADNOR, PA 19087
Telephone: 610-667-7706
jmeltzer@ktmc.com

HILLARY NAPPI
HACH & ROSE LLP
112 Madison Avenue, 10th Floor
New York, New York 10016
Telephone: 212-213-8311
hnappi@hrsclaw.com

EMMIE PAULOS
LEVIN PAPANTONIO RAFFERTY
316 SOUTH BAYLEN STREET, SUITE 600
PENSACOLA, FL 32502
Telephone: 850-435-7107
epaulos@levinlaw.com

RUTH THI RIZKALLA
THE CARLSON LAW FIRM, PC
1500 ROSECRANS AVE., STE. 500
MANHATTAN BEACH, CA 90266
Telephone: 415-308-1915
rrizkalla@carlsonattorneys.com

ROLAND TELLIS
DAVID FERNANDES
BARON & BUDD, P.C.
15910 Ventura Boulevard, Suite 1600
Encino, CA 91436
Telephone: 818-839-2333
rtellis@baronbudd.com
dfernandes@baronbudd.com

MELISSA YEATES
KESSLER TOPAZ MELTZER & CHECK LLP
280 KING OF PRUSSIA ROAD
RADNOR, PA 19087
Telephone: 610-667-7706
myeates@ktmc.com

DIANDRA “FU” DEBROSSE ZIMMERMANN
DICELLO LEVITT
505 20th St North
Suite 1500
Birmingham, Alabama 35203
Telephone: 205-855-5700
fu@dicellolevitt.com

Plaintiffs’ Steering Committee Membership

Attorneys for Individual Plaintiffs

PHILIP J. WEISER
Attorney General
State of Colorado

/s/ Bianca E. Miyata
Bianca E. Miyata, *pro hac vice*
Senior Assistant Attorney General
Lauren M. Dickey, *pro hac vice*
First Assistant Attorney General
Megan Paris Rundle
Senior Assistant Solicitor General
Elizabeth Orem
Assistant Attorney General
Colorado Department of Law
Ralph L. Carr Judicial Center
Consumer Protection Section
1300 Broadway, 7th Floor
Denver, CO 80203
Phone: (720) 508-6651
bianca.miyata@coag.gov

*Attorneys for Plaintiff State of Colorado, ex rel.
Philip J. Weiser, Attorney General*

ROB BONTA
Attorney General
State of California

/s/ Megan O’Neill
Nicklas A. Akers
Senior Assistant Attorney General
Bernard Eskandari
Emily Kalanithi
Supervising Deputy Attorneys General
Nayha Arora
Megan O’Neill

Joshua Olszewski-Jubelirer
Marissa Roy
Brendan Ruddy
Deputy Attorneys General
California Department of Justice
Office of the Attorney General
455 Golden Gate Ave., Suite 11000
San Francisco, CA 94102-7004
Phone: (415) 510-4400
Fax: (415) 703-5480
Megan.Oneill@doj.ca.gov

Attorneys for Plaintiff the People of the State of California

RUSSELL COLEMAN
Attorney General
Commonwealth of Kentucky

/s/ J. Christian Lewis
J. Christian Lewis, *Pro hac vice*
Philip Heleringer, *Pro hac vice*
Zachary Richards, *Pro hac vice*
Daniel I. Keiser, *Pro hac vice*
Matthew Cocanougher, *Pro hac vice*
Assistant Attorneys General
1024 Capital Center Drive, Suite 200
Frankfort, KY 40601
christian.lewis@ky.gov
philip.heleringer@ky.gov
zach.richards@ky.gov
daniel.keiser@ky.gov
matthew.cocanougher@ky.gov
Phone: (502) 696-5300
Fax: (502) 564-2698

Attorneys for Plaintiff the Commonwealth of Kentucky

MATTHEW J. PLATKIN
Attorney General
State of New Jersey

/s/ Kashif T. Chand
Kashif T. Chand, *Pro hac vice*
Section Chief, Deputy Attorney General
Thomas Huynh, *Pro hac vice*
Assistant Section Chief, Deputy Attorney General
Verna J. Pradaxa, *Pro hac vice*
Mandy K. Wang, *Pro hac vice*
Deputy Attorneys General
New Jersey Office of the Attorney General,
Division of Law
124 Halsey Street, 5th Floor
Newark, NJ 07101

Tel: (973) 648-2052
Kashif.Chand@law.njoag.gov
Thomas.Huynh@law.njoag.gov
Verna.Pradaxay@law.njoag.gov
Mandy.Wang@law.njoag.gov

*Attorneys for Plaintiff New Jersey
Division of Consumer Affairs*

COVINGTON & BURLING LLP

By: /s/ Ashley M. Simonsen
Ashley M. Simonsen,
1999 Avenue of the Stars
Los Angeles, CA 90067
Telephone: (424) 332-4800
Facsimile: + 1 (424) 332-4749
Email: asimonsen@cov.com

COVINGTON & BURLING LLP

Phyllis A. Jones, *pro hac vice*
Paul W. Schmidt, *pro hac vice*
One City Center
850 Tenth Street, NW
Washington, DC 20001-4956
Telephone: + 1 (202) 662-6000
Facsimile: + 1 (202) 662-6291
Email: pajones@cov.com

*Attorney for Defendants Meta Platforms, Inc.
f/k/a Facebook, Inc.; Facebook Holdings,
LLC; Facebook Operations, LLC; Facebook
Payments, Inc.; Facebook Technologies, LLC;
Instagram, LLC; Siculus, Inc.; and Mark Elliot
Zuckerberg*

FAEGRE DRINKER LLP

By: /s/ Andrea Roberts Pierson
Andrea Roberts Pierson, *pro hac vice*
300 N. Meridian Street, Suite 2500
Indianapolis, IN 46204
Telephone: + 1 (317) 237-0300
Facsimile: + 1 (317) 237-1000
Email: andrea.pierson@faegredrinker.com
Email: amy.fiterman @faegredrinker.com

Amy R. Fiterman, *pro hac vice*
2200 Wells Fargo Center
90 South Seventh Street
Minneapolis, MN 55402
Telephone: +1 (612) 766-7768
Facsimile: +1 (612) 766-1600
Email: amy.fiterman@faegredrinker.com

KING & SPALDING LLP
Geoffrey Drake, *pro hac vice*
1180 Peachtree Street, NE, Suite 1600
Atlanta, GA 30309
Tel.: 404-572-4600
Email: gdrake@kslaw.com
Email: dmattern@kslaw.com

David Mattern, *pro ha vice*
1700 Pennsylvania Avenue, NW, Suite 900
Washington, D.C. 20006
Telephone: +1 (202) 626-2946
Email: dmattern@kslaw.com

Attorneys for Defendants TikTok Inc. and ByteDance Inc.

MUNGER, TOLLES & OLSEN LLP

By: /s/ Jonathan H. Blavin
Jonathan H. Blavin
560 Mission Street, 27th Floor
San Francisco, CA 94105-3089
Telephone: (415) 512-4000
Facsimile: (415) 512-4077
Email: jonathan.blavin@mto.com

Rose L. Ehler
Victoria A. Degtyareva
Laura M. Lopez,
Ariel T. Teshuva
350 South Grand Avenue, 50th Floor
Los Angeles, CA 90071-3426
Telephone: (213) 683-9100
Facsimile: (213) 687-3702
Email: rose.ehler@mto.com
Email: victoria.degtyareva@mto.com
Email: Ariel.Teshuva@mto.com

Lauren A. Bell (*pro hac vice forthcoming*)
601 Massachusetts Ave., NW St.,
Suite 500 E
Washington, D.C. 20001-5369
Telephone: (202) 220-1100
Facsimile: (202) 220-2300
Email: lauren.bell@mto.com

Attorneys for Defendant Snap Inc.

1 WILSON SONSINI GOODRICH & ROSATI
Professional Corporation

2 By: /s/ Brian M. Willen
3 Brian M. Willen (*pro hac vice*)
4 1301 Avenue of the Americas, 40th Floor
New York, New York 10019
Telephone: (212) 999-5800
Facsimile: (212) 999-5899
5 Email: bwillen@wsgr.com

6 Lauren Gallo White
7 Samantha A. Machock
One Market Plaza, Spear Tower, Suite 3300
8 San Francisco, CA 94105
Telephone: (415) 947-2000
Facsimile: (415) 947-2099
9 Email: lwhite@wsgr.com
Email: smachock@wsgr.com

10 Christopher Chiou
11 Matthew K. Donohue
953 East Third Street, Suite 100
12 Los Angeles, CA 90013
Telephone: (323) 210-2900
Facsimile: (866) 974-7329
13 Email: cchiou@wsgr.com
14 Email: mdonohue@wsgr.com

15 *Attorneys for Defendants YouTube, LLC and Google*
16 *LLC*

17 WILLIAMS & CONNOLLY LLP

18 By: /s/ Joseph G. Petrosinelli
19 Joseph G. Petrosinelli (*pro hac vice*)
jpetrosinelli@wc.com
20 Ashley W. Hardin (*pro hac vice*)
ahardin@wc.com
21 680 Maine Avenue, SW
22 Washington, DC 20024
Telephone.: 202-434-5000
23 Fax: 202-434-5029

24 *Attorneys for Defendants YouTube, LLC and Google*
25 *LLC*

MORGAN, LEWIS & BOCKIUS LLP

By: /s/ Yardena R. Zwang-Weissman

Yardena R. Zwang-Weissman

300 South Grand Avenue, 22nd Floor

Los Angeles, CA 90071-3132

Tel.: 213.612.7238

Email: yardena.zwang-weissman@morganlewis.com

Brian Ercole (*pro hac vice*)

600 Brickell Avenue, Suite 1600

Miami, FL 33131-3075

Tel.: 305.415.3416

Email: brian.ercole@morganlewis.com

Stephanie Schuster (*pro hac vice*)

1111 Pennsylvania Avenue NW

NW Washington, DC 20004-2541

Tel.: 202.373.6595

Email: stephanie.schuster@morganlewis.com

*Attorneys for Defendants YouTube, LLC and Google
LLC*

ATTESTATION

I, Andrea R. Pierson hereby attest, pursuant to N.D. Cal. Civil L.R. 5-1, that the concurrence to the filing of this document has been obtained from each signatory hereto.

Dated: August 2, 2024

By: /s/ Andrea R. Pierson

Andrea R. Pierson